

**IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION**

CIVIL NO. 1:04CV112

**THIS MATTER** is before the Court *sua sponte* to continue the trial from the September 2005 term in the Asheville Division.

The Court has under advisement the Defendants' motion for summary judgment; the Court will not complete its review of this motion in time for the parties to adequately prepare for trial for the September 2005 term.

**IT IS, THEREFORE, ORDERED** that the Clerk calendar this case for trial during the Court's November 2005 term in the Asheville Division.

**Signed: August 11, 2005**



Lacy H. Thornburg  
United States District Judge

